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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

ANDREA RESNICK, ET AL. Plaintiff, vs. WALMART.COM USA LLC, ET AL., Defendants.	Case No. C 09-cv-0002 PJH
This document relates to: ADRIENNE BELAI, ET AL. Plaintiff, vs. WALMART.COM USA LLC, ET AL., Defendants Case No. C:09-cv-1740-EMC	**DECLARATION OF LAUREN C. RUSSELL IN SUPPORT OF ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED** The Honorable Phyllis J. Hamilton

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I, Lauren C. Russell, declare as follows:

1. I am an associate in the firm Trump, Alioto, Trump & Prescott, LLP and am a member in good standing of the State Bar of California. This Declaration is based on personal knowledge, except where specified that information is based on information and belief, and if called to testify, I could and would do so competently as to the matters set forth herein. I am counsel for Plaintiff Adrienne Belai in *Belai v. Walmart.com USA LLC, et al.,* Case No. 3:09-cv-01740 EMC. I submit this Declaration in support of Plaintiff Adrienne Belai's Administrative Motion to Consider Whether Cases Should be Related.

2. Attached hereto as Exhibit A is a true and correct copy of a complaint captioned *Adrienne Belai v. Walmart.com USA LLC, et al.,* Case No. C 09-cv-01740 EMC, which was filed on April 21, 2009 in the Northern District of California and assigned to the Honorable Edward M. Chen. The *Belai* action is a proposed class action on behalf of paid subscribers to Netflix.

3. Attached hereto as Exhibit B is a true and correct copy of this Court's Order Re Centralization of Related Cases in MDL No. 2029, executed by Judge Hamilton on April 30, 2009.

4. After reviewing the complaints listed in the *Administrative Motion to Consider Whether to Relate Cases*, it appears that these cases and the *Belai* case assert substantially similar claims for violations of the Sherman Act, 15 U.S.C. §§ 1 and 2, against many of the same defendants based on many of the same factual allegations.

5. Ms. Belai has not appeared in this or any of the related actions currently pending in the Northern District of California. Civil Local Rule 3-12 requires that an Administrative Motion to Consider Whether Cases Should Be Related be promptly filed. Accordingly, and as the Defendants are in the process of being served, a stipulation pursuant to Local Rule 7-11(a) could not be obtained prior to filing Plaintiff's Administrative Motion.

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 11th day of May, 2009 at San Francisco, California.

/s/ Lauren C. Russell
Lauren C. Russell